

FILED

NOT FOR PUBLICATION

JUL 19 2013

UNITED STATES COURT OF APPEALS

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

JOHN R. MALONEY,

Defendant - Appellant.

No. 11-50311

D.C. No. 3:10-cr-02803-DMS-1

ORDER

Before: **KOZINSKI**, Chief Judge.

Appellant's motion for bail pending rehearing en banc is granted. This case is remanded to the district court for the limited purpose of establishing appropriate non-monetary conditions of release.